

AMENDED

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office JAN 28 1992  
Returned to applicant for correction FEB 3 1992  
Corrected application filed FEB 25 1992 Map filed AUG 13 1991

The applicant Don H. & Joy M. Tibbals (Weed Heights Development)  
2 Austin Dr. Weed Heights, Yerington  
Nevada 89447 of City or Town  
herby make application for permission to change the  
Point of diversion Place of use and Manner of use  
Certificate NO. 4396, Permit No. 14113  
of water heretofore appropriated under  
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and  
identify right in Decree.

**Underground**

1. The source of water is 1.10 C.F.S.  
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed Quasi-Municipal Purposes  
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Mining, Milling and Domestic  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for In the NW  $\frac{1}{4}$  SE  $\frac{1}{4}$  of Section 28  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point Township 13 North Range 25 East M.D.M. from which point the West  
Describe as being within a 40-acre subdivision of public survey and by course and  
 $\frac{1}{4}$  corner of said Section 28 bears N 80°47'03" West a distance of  
2845.77 feet  
Distance to a section corner. If on unsurveyed land, it should be stated.
6. The existing permitted point of diversion is located within the SW  $\frac{1}{4}$  SE  $\frac{1}{4}$  Section 16, Township  
If point of diversion is not changed, do not answer.  
13 N., Range 25 East, M.D.B.&M, or at a point from which the S.W.  
corner of said Section 16, bears S 77°43'38" W., 2,801.03 feet,  
situated in Lyon County Nevada  
Portions of SW  $\frac{1}{4}$  NE  $\frac{1}{4}$ ; SE  $\frac{1}{4}$  NW  $\frac{1}{4}$ ; NW  $\frac{1}{4}$  SE  $\frac{1}{4}$ ; NE  $\frac{1}{4}$  SW  $\frac{1}{4}$ ;
7. Proposed place of use SW  $\frac{1}{4}$  SE  $\frac{1}{4}$ ; SE  $\frac{1}{4}$  SW  $\frac{1}{4}$  of section 17 and NE  $\frac{1}{4}$  NW  $\frac{1}{4}$ ; NW  $\frac{1}{4}$  NE  $\frac{1}{4}$  of section  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.  
20 Township 13 North Range 25 East M.D.M.
8. Existing place of use Sections 16, 17 and 20, T.13N., R.25 E  
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or  
manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from January 1st to December 31st of each year.  
Month and Day Month and Day
10. Use was permitted from January 1st to December 31st of each year.  
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and  
specifications of your diversion or storage works.) Drilled well, pipelines, and tanks  
State manner in which water is to be diverted, i.e. diversion structure,  
ditches, pipes and flumes, or drilled well, etc.
12. Estimated cost of works 50,000
13. Estimated time required to construct works 1 year

2 years

14. Estimated time required to complete the application of water to beneficial use.....

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

Signed map on file #56475

259 Residential units, Recreational Areas, Parks and supporting  
Commercial Businesses.By S/Joy M. Tibbals  
2 Austin Dr.  
Yerington, NV 89447Compared cc/ mv ap/se

Protcted.....

## APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions: This permit to change the point of diversion, place and manner of use of the waters of an underground source as heretofore granted under Permit 14113, Certificate 4396 is issued subject to the terms and conditions imposed in said Permit 14113, Certificate 4396 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

The total combined duty of water under Permits 57112 and 57106 shall not exceed 130.93 million gallons per year.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The existing well under Permit 14113, Certificate 4396 shall be plugged as required by NAC 534.420 immediately upon completion of the new well under Permit 57112. The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to

exceed 1.10 cubic feet per second, but not to exceed 130.93

million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before June 25, 1993

Proof of completion of work shall be filed before July 25, 1993

Application of water to beneficial use shall be made on or before June 25, 1997

Proof of the application of water to beneficial use shall be filed on or before July 25, 1997

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed.....

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No. .... Issued.....

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.  
State Engineer of Nevada, have hereunto set my hand and the seal of my  
office, this 25th day of June

A.D. 19 92

*[Signature]*  
State Engineer

Abrogated By 6118 LID